

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

U.S. Ethernet Innovations, LLC,)	
)	Civil Action File
Plaintiff,)	
)	
vs.)	No. 6:09-cv-448-LED
)	
Acer, Inc.; Acer America Corporation; Apple,)	
Inc.; ASUS Computer International; ASUSTeK)	
Computer Inc.; Dell Inc.; Fujitsu Ltd.; Fujitsu)	
America, Inc.; Gateway, Inc.; Hewlett Packard)	
Co.; HP Development Company LLC; Sony)	
Corporation; Sony Corporation of America;)	
Sony Electronics Inc.; Toshiba Corporation;)	
Toshiba America, Inc.; and Toshiba America)	
Information Systems, Inc.;)	
)	
Defendants.)	
)	
)	

NOTICE OF DISMISSAL WITHOUT PREJUDICE
UNDER FED. R. CIV. P. 41(a)(1)(A)(i)

Plaintiff U.S. Ethernet Innovations, LLC (“USEI”), pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, hereby dismisses all causes of action in the complaint against defendant HP Development Company LLC (“HP Development”) without prejudice. HP Development has filed neither an answer to the complaint nor a motion for summary judgment as to these claims. Dismissal under Rule 41(a)(1) is therefore appropriate.

Respectfully submitted, this 28th day of October, 2009.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who have consented to electronic service are being served with a copy of the foregoing document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this the 28th day of October, 2009.

/s/ Jessica K. Redmond